

**TCEQ AIR QUALITY STANDARD PERMIT CONCRETE BATCH PLANT
REGISTRATION NUMBER 177217L002
TCEQ DOCKET NUMBER 2025-1321-AIR**

APPLICATION BY	§	BEFORE THE
RAPTOR READY MIX INC	§	TEXAS COMMISSION ON
CONCRETE BATCH PLANT	§	ENVIRONMENTAL QUALITY
FORT WORTH, TARRANT COUNTY	§	

EXECUTIVE DIRECTOR'S RESPONSE TO HEARING REQUESTS

I. INTRODUCTION

The Executive Director of the Texas Commission on Environmental Quality (commission or TCEQ) files this response (Response) to the requests for a contested case hearing submitted by persons listed herein regarding the above-referenced matter. The Texas Clean Air Act (TCAA), Texas Health & Safety Code (THSC) § 382.056(n), requires the Commission to consider hearing requests in accordance with the procedures provided in Tex. Water Code (TWC) § 5.556.¹ This statute is implemented through the rules in 30 Texas Administrative Code (TAC) Chapter 55, Subchapter F.

A map showing the location of the proposed plant is included with this Response and has been provided to all hearing requesters listed on the mailing list for this application. In addition, the technical review summary, which includes a compliance summary, and a copy of the Standard Permit for Concrete Batch Plants prepared by the Executive Director's staff have been filed as backup material for the commissioners' agenda. The Executive Director's Response to Public Comment (RTC), which was transmitted by the chief clerk to all persons on the mailing list, is on file with the chief clerk for the commission's consideration.

II. PLANT DESCRIPTION

Raptor Ready Mix Inc (Applicant) has applied to TCEQ for a Standard Permit under THSC § 382.05195. This will authorize the construction of a new facility that may emit air contaminants.

This permit will authorize the Applicant to construct a temporary Concrete Batch Plant located at the following driving directions: From downtown Fort Worth, travel west on I-30 for approximately 9 miles to I-820 N (Exit 5A). Travel north on I-820 for approximately 2.2 miles to Silver Creek Road (Exit 5B). At the light, turn left (West) on Silver Creek Road and travel approximately 0.8 miles. The entrance to the jobsite will be on the west side of Silver Creek Road, Fort Worth, Tarrant County, Texas 76052. Contaminants authorized under this permit include particulate matter, including (but

¹ Statutes cited in this response may be viewed online at www.statutes.legis.state.tx.us. Relevant statutes are found primarily in the THSC and the TWC. The rules in the TAC may be viewed online at www.sos.state.tx.us/tac/index.shtml or follow the "Rules" link on the TCEQ website at www.tceq.texas.gov.

not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less (PM₁₀ and PM_{2.5}, respectively).

III. PROCEDURAL BACKGROUND

Before work begins on the construction of a new facility that may emit air contaminants, the person planning the construction must obtain an authorization from the commission. This permit application is for an initial issuance of Air Quality Permit Number 177217L002.

The permit application was received on October 18, 2024, and declared administratively complete on October 23, 2024. The Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision (consolidated public notice) for this permit application was published in English on November 22, 2024, in the *Fort Worth Star Telegram* and in Spanish on November 19, 2024, in *La Prensa Comunidad*. A public meeting was held on April 3, 2025, at the National Hall, 3316 Roberts Cut Off Road, Fort Worth, Texas 76114. The notice of public meeting was mailed on February 25, 2025. At the public meeting, TCEQ became aware that a copy of the application, Executive Director's preliminary decision, and standard permit was not made available at the public viewing place during the public notice and comment period. The applicant notified TCEQ on April 8, 2025, that the materials were placed at the White Settlement Library, 8215 White Settlement Road Fort Worth, Texas 76108. The public comment period was extended from April 3, 2025, to May 7, 2025, to allow the public to provide further comments on the permit application materials. Because this application was received after September 1, 2015, it is subject to the procedural requirements of and rules implementing Senate Bill 709 (84th Legislature, 2015).

The Executive Director's Response to Public Comment was filed with the Chief Clerk's Office on June 6, 2025, and instructions on accessing the electronic copy of the RTC and how to request a hard copy were mailed to all interested persons on June 12, 2025, including persons who asked to be placed on the mailing list for this application and those who submitted comments or requests for a contested case hearing. The cover letter attached to the RTC included information about making requests for a contested case hearing or requests for reconsideration of the Executive Director's decision. The letter also explained that hearing requestors should specify any of the Executive Director's responses to comments they dispute and the factual basis of the dispute, in addition to listing any disputed issues of law or policy. The time for requests for reconsideration and hearing requests ended on July 14, 2025.

TCEQ received timely hearing requests that were not withdrawn during the comment period from the following persons: Fay Adamson, Sheila Anderson, Dean Arnové, Ginger Arnové, Robert D. Benda, Camilla Brannon, Aaron Brooks, Isabelle Canard, Holly Clifford, Kee Cress, Frank Crow, Justin Daniels, Christina Ford, Daniel M. Gasparovic, Kerri Gasparovic, Cheryl Grier, Debra Haynie, Ben M. Jenkins, Elizabeth Jenswold, Chethika Karunaratne, Ezekiel Keator, Dennis Maguth, Nadine Mihalicz, Leisa W. Moses, Buddhika

Paranathantri, Amanda Perez, Ross Perez, Christine Petrovick, Jim Ratterree, Luz Ravelo, Beverly Robertson, Jacobie Robinson, Nancy Saunders, Amy Johnson Scieneaux, Nicole Scott, Eric Starnes, Garland Tate, Sharon Tate, Patti Gearhart Turner, Christie Marie Vennel, and April Wyatt.

IV. THE EVALUATION PROCESS FOR HEARING REQUESTS

House Bill 801 established statutory procedures for public participation in certain environmental permitting proceedings, specifically regarding public notice and public comment and the Commission's consideration of hearing requests. Senate Bill 709 revised the requirements for submitting public comment and the Commission's consideration of hearing requests. The evaluation process for hearing requests is as follows:

A. Response to Hearing Requests

The Executive Director, the Public Interest Counsel, and the Applicant may each submit written responses to hearing requests. 30 TAC § 55.209(d).

Responses to hearing requests must specifically address:

- 1) whether the requestor is an affected person;
- 2) which issues raised in the hearing request are disputed;
- 3) whether the dispute involves questions of fact or of law;
- 4) whether the issues were raised during the public comment period;
- 5) whether the hearing request is based on issues raised solely in a public comment withdrawn by the commenter in writing by filing a withdrawal letter with the chief clerk prior to the filing of the Executive Director's Response to Comment;
- 6) whether the issues are relevant and material to the decision on the application; and
- 7) a maximum expected duration for the contested case hearing.

30 TAC § 55.209(e).

B. Hearing Request Requirements

In order for the Commission to consider a hearing request, the Commission must first determine whether the request meets certain requirements:

Affected persons may request a contested case hearing. The request must be made in writing and timely filed with the chief clerk. The request must be based only on the requestor's timely comments and may not be based on an issue that was raised solely in a public comment that was withdrawn by the requestor prior to the filing of the Executive Director's Response to Comment.

30 TAC § 55.201(c).

A hearing request must substantially comply with the following:

- 1) give the time, address, daytime telephone number, and where possible, fax number of the person who files the request. If the request is made by a group or association, the request must identify one person by name, address, daytime telephone number, and where possible, fax number, who shall be responsible for receiving all official communications and documents for the group;
- 2) identify the person's personal justiciable interest affected by the application, including a brief, but specific, written statement explaining in plain language the requestor's location and distance relative to the proposed facility or activity that is the subject of the application and how and why the requestor believes he or she will be adversely affected by the proposed facility or activity in a manner not common to members of the general public;
- 3) request a contested case hearing;
- 4) list all relevant and material disputed issues of fact that were raised during the public comment period and that are the basis of the hearing request. To facilitate the commission's determination of the number and scope of issues to be referred to hearing, the requestor should, to the extent possible, specify any of the Executive Director's responses to comments that the requestor disputes and the factual basis of the dispute and list any disputed issues of law; and
- 5) provide any other information specified in the public notice of application.

30 TAC § 55.201(d).

C. Requirement that Requestor be an Affected Person/"Affected Person" Status

In order to grant a contested case hearing, the Commission must determine that a requestor is an "affected" person. 30 TAC § 55.203 sets out who may be considered an affected person.

- a) For any application, an affected person is one who has a personal justiciable interest related to a legal right, duty, privilege, power, or economic interest affected by the application. An interest common to members of the general public does not qualify as a personal justiciable interest.

- b) Except as provided by 30 TAC § 55.103, governmental entities, including local governments and public agencies with authority under state law over issues raised by the application may be considered affected persons.
- c) In determining whether a person is an affected person, all factors shall be considered, including, but not limited to, the following:
 - 1) whether the interest claimed is one protected by the law under which the application will be considered;
 - 2) distance restrictions or other limitations imposed by law on the affected interest;
 - 3) whether a reasonable relationship exists between the interest claimed and the activity regulated;
 - 4) likely impact of the regulated activity on the health and safety of the person, and on the use of property of the person;
 - 5) likely impact of the regulated activity on use of the impacted natural resource by the person;
 - 6) for a hearing request on an application filed on or after September 1, 2015, whether the requestor timely submitted comments on the application which were not withdrawn; and
 - 7) for governmental entities, their statutory authority over or interest in the issues relevant to the application.

30 TAC § 55.203.

In regard specifically to air quality permits, the activity the commission regulates is the emissions of air contaminants into the atmosphere. Any person who plans to construct or modify a facility that may emit air contaminants must receive authorization from the commission. Commission rules also include a general prohibition against causing a nuisance. Further, for air quality permits, distance from the proposed facility is particularly relevant to the issue of whether there is a likely impact of the regulated activity on a person's interests because of the dispersion and effects of individual air contaminants emitted from a facility.

Additionally, this application is for registration for the Standard Permit for Concrete Batch Plants. Hearing requests on a concrete batch plant standard permit are subject to the requirements in THSC § 382.058(c), which states that "only those persons actually residing in a permanent residence within 440 yards of the proposed plant may request a hearing...as a person who may be affected."

For applications filed on or after September 1, 2015, 30 TAC § 55.201(d) allows the commission to consider, to the extent consistent with case law:

1. the merits of the underlying application and supporting documentation in the commission's administrative record, including whether the application meets the requirements for permit issuance;
2. the analysis and opinions of the Executive Director; and
3. any other expert reports, affidavits, opinions, or data submitted by the Executive Director, the applicant, or hearing requestor.

D. Referral to the State Office of Administrative Hearings

"When the commission grants a request for a contested case hearing, the commission shall issue an order specifying the number and scope of the issues to be referred to SOAH for a hearing." 30 TAC § 50.115(b). The commission may not refer an issue to SOAH for a contested case hearing unless the commission determines that the issue:

- 1) involves a disputed question of fact or a mixed question of law and fact;
- 2) was raised during the public comment period by an affected person whose hearing request is granted; and
- 3) is relevant and material to the decision on the application.

30 TAC § 50.115(c).

V. ANALYSIS OF THE HEARING REQUESTS

The Executive Director has analyzed the hearing requests to determine whether they comply with Commission rules, if the requestors qualify as affected persons, what issues may be referred for a contested case hearing, and what is the appropriate length of the hearing.

TCEQ received timely hearing requests that were not withdrawn during the comment period from the following persons: Fay Adamson, Sheila Anderson, Dean Arnové, Ginger Arnové, Robert D. Benda, Camilla Brannon, Aaron Brooks, Isabelle Canard, Holly Clifford, Kee Cress, Frank Crow, Justin Daniels, Christina Ford, Daniel M. Gasparovic, Kerri Gasparovic, Cheryl Grier, Debra Haynie, Ben M. Jenkins, Elizabeth Jenswold, Chethika Karunaratne, Ezekiel Keator, Dennis Maguth, Nadine Mihalicz, Leisa W. Moses, Buddhika Paranathantri, Amanda Perez, Ross Perez, Christine Petrovick, Jim Ratterree, Luz Ravelo, Beverly Robertson, Jacobie Robinson, Nancy Saunders, Amy Johnson Scieneaux, Nicole Scott, Eric Starnes, Garland Tate, Sharon Tate, Patti Gearhart Turner, Christie Marie Vennel, and April Wyatt.

For a registration for a concrete batch plant standard permit, THSC § 382.058(c) states that "only those persons actually residing in a permanent residence within 440 yards of the proposed plant may request a hearing...as a person who may be affected." Based on the addresses provided by the hearing requesters, the Executive Director determined that the hearing requesters listed below reside more than 440 yards from the proposed

plant. Therefore, the Executive Director recommends that the Commission find that the following hearing requesters are not affected persons and deny their hearing requests.

Fay Adamson

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Fay Adamson is not an affected person.

Fay Adamson submitted three timely hearing requests during the comment period. The hearing requests were in writing and provided the required contact information. With the address provided by Ms. Adamson, the Executive Director determined that Ms. Adamson's residence is approximately 869.24 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Fay Adamson is not an affected person and that her hearing request be denied.

In her public hearing request, Fay Adamson raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Sheila Anderson

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Sheila Anderson is not an affected person.

Sheila Anderson submitted three timely hearing requests during the comment period. The hearing requests were in writing and provided the required contact information. With the address provided by Ms. Anderson, the Executive Director determined that Ms. Anderson's residence is approximately 7885.88 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Sheila Anderson is not an affected person and that her hearing request be denied.

In her public hearing request, Sheila Anderson raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Dean Arnove

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Dean Arnove is not an affected person.

Dean Arnove submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Arnove, the Executive Director determined that Mr. Arnove's residence is approximately 695.66 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Dean Arnove is not an affected person and that his hearing request be denied.

In his public hearing request, Dean Arnove raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Ginger Arnove

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Ginger Arnove is not an affected person.

Ginger Arnove submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Arnove, the Executive Director determined that Ms. Arnove's residence is approximately 695.66 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Ginger Arnove is not an affected person and that her hearing request be denied.

In her public hearing request, Sheila Anderson raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Robert D. Benda

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Robert D. Benda is not an affected person.

Robert D. Benda submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Benda, the Executive Director determined that Mr. Benda's residence is approximately 854.53 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Robert D. Benda is not an affected person and that his hearing request be denied.

In his public hearing request, Robert D. Benda raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Camilla Brannon

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Camilla Brannon is not an affected person.

Camilla Brannon submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Brannon, the Executive Director determined that Ms. Brannon's residence is approximately 2665.37 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Camilla Brannon is not an affected person and that her hearing request be denied.

In her public hearing request, Camilla Brannon raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Issue 5: Whether the proposed plant will adversely affect property values and aesthetics of the area.

Issue 6: Whether the proposed plant location is appropriate for a concrete batch plant.

Aaron Brooks

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Aaron Brooks is not an affected person.

Aaron Brooks submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Brooks, the Executive Director determined that Mr. Brooks' residence is approximately 1137.37 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Aaron Brooks is not an affected person and that his hearing request be denied.

In his public hearing request, Aaron Brooks raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Issue 5: Whether the proposed plant will adversely affect property values and aesthetics of the area.

Issue 7: Whether the permit will be protective against dust emissions generated from the proposed plant, including nuisance dust emissions.

Issue 8: Whether the proposed plant will contribute to increased traffic and road damage.

Isabelle Canard

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Isabelle Canard is not an affected person.

Isabelle Canard submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Canard, the Executive Director determined that Ms. Canard's residence is approximately 2363.25 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Isabelle Canard is not an affected person and that her hearing request be denied.

In her public hearing request, Isabelle Canard raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Holly Clifford

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Holly Clifford is not an affected person.

Holly Clifford submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Clifford, the Executive Director determined that Ms. Clifford's residence is approximately 1073.73 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Holly Clifford is not an affected person and that her hearing request be denied.

In her public hearing request, Holly Clifford raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Issue 8: Whether the proposed plant will contribute to increased traffic and road damage.

Kee Cress

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Kee Cress is not an affected person.

Kee Cress submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Cress, the Executive Director determined that Ms. Cress' residence is approximately 7011.44 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Kee Cress is not an affected person and that her hearing request be denied.

In her public hearing request, Kee Cress raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Frank Crow

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Frank Crow is not an affected person.

Frank Crow submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Crow, the Executive Director determined that Mr. Crow's residence is approximately 2198.82 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Frank Crow is not an affected person and that his hearing request be denied.

In his public hearing request, Frank Crow raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Justin Daniels

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Justin Daniels is not an affected person.

Justin Daniels submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Daniels, the Executive Director determined that Mr. Daniels' residence is approximately 4247.68 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Justin Daniels is not an affected person and that his hearing request be denied.

In his public hearing request, Justin Daniels raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Christina Ford

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Christina Ford is not an affected person.

Christina Ford submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Ford, the Executive Director determined that Ms. Ford's residence is approximately 3073.8 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Christina Ford is not an affected person and that her hearing request be denied.

In her public hearing request, Christina Ford raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Daniel M. Gasparovic

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Daniel M. Gasparovic is not an affected person.

Mr. Gasparovic submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Gasparovic, the Executive Director determined that Mr. Gasparovic's residence is approximately 2382.22 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Daniel M. Gasparovic is not an affected person and that his hearing request be denied.

In his public hearing request, Mr. Gasparovic raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Kerri Gasparovic

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Kerri Gasparovic is not an affected person.

Ms. Gasparovic submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Gasparovic, the Executive Director determined that Ms. Gasparovic's residence is approximately 2382.22 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Kerri Gasparovic is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Gasparovic raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Cheryl Grier

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Cheryl Grier is not an affected person.

Ms. Grier submitted two timely hearing requests during the comment period. The hearing requests were in writing and provided the required contact information. With the address provided by Ms. Grier, the Executive Director determined that Ms. Grier's residence is approximately 6248.26 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Cheryl Grier is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Grier raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Debra Haynie

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Debra Haynie is not an affected person.

Ms. Haynie submitted two timely hearing requests during the comment period. The hearing requests were in writing and provided the required contact information. With the address provided by Ms. Haynie, the Executive Director determined that Ms. Haynie's residence is approximately 3073.8 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Debra Haynie is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Haynie raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Ben M. Jenkins

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Ben M. Jenkins is not an affected person.

Ben M. Jenkins submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Jenkins, the Executive Director determined that Mr. Jenkins' residence is approximately 1948 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Ben M. Jenkins is not an affected person and that his hearing request be denied.

In his public hearing request, Mr. Jenkins raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Elizabeth Jenswold

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Elizabeth Jenswold is not an affected person.

Ms. Jenswold submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Jenswold, the Executive Director determined that Ms. Jenswold's residence is approximately 1263.51 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Elizabeth Jenswold is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Jenswold raised the following issues:

Issue 2: Whether the permit will negatively affect air quality.

Issue 9: Whether the proposed plant will contribute to nuisance noise.

Issue 10: Whether the proposed permit met all public notice requirements.

Chethika Karunaratne

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Chethika Karunaratne is not an affected person.

Ms. Karunaratne submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Karunaratne, the Executive Director determined that Ms. Karunaratne's residence is approximately 1204.64 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Chethika Karunaratne is not an affected person and that her hearing request be denied.

In her public hearing request, Chethika Karunaratne raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Ezekiel Keator

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Ezekiel Keator is not an affected person.

Mr. Keator submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Keator, the Executive Director determined that Mr. Keator's residence is approximately 3073.8 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Ezekiel Keator is not an affected person and that his hearing request be denied.

In his public hearing request, Mr. Keator raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Dennis Maguth

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Dennis Maguth is not an affected person.

Dennis Maguth submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Maguth, the Executive Director determined that Mr. Maguth's residence is approximately 2446.49 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Dennis Maguth is not an affected person and that his hearing request be denied.

In his public hearing request, Mr. Maguth raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Nadine Mihalicz

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Nadine Mihalicz is not an affected person.

Nadine Mihalicz submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Mihalicz, the Executive Director determined that Ms. Mihalicz's residence is approximately 5360.45 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Nadine Mihalicz is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Mihalicz raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Leisa W. Moses

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Leisa W. Moses is not an affected person.

Ms. Moses submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Moses, the Executive Director determined that Ms. Moses' residence is approximately 6486.3 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Leisa W. Moses is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Moses raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Buddhika Paranathantri

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Buddhika Paranathantri is not an affected person.

Ms. Paranathantri submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Paranathantri, the Executive Director determined that Ms. Paranathantri's residence is approximately 1204.64 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Buddhika Paranathantri is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Paranathantri raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Amanda Perez

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Amanda Perez is not an affected person.

Ms. Perez submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Perez, the Executive Director determined that Ms. Perez's residence is approximately 1041.3 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Amanda Perez is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Perez raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Ross Perez

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Ross Perez is not an affected person.

Mr. Perez submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Perez, the Executive Director determined that Mr. Perez's residence is approximately 1608.95 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Ross Perez is not an affected person and that his hearing request be denied.

In her public hearing request, Mr. Perez raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Christine Petrovick

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Christine Petrovick is not an affected person.

Ms. Petrovick submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Petrovick, the Executive Director determined that Ms. Petrovick's residence is approximately 6125.4 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Christine Petrovick is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Petrovick raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Jim Ratterree

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Jim Ratterree is not an affected person.

Mr. Ratterree submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Ratterree, the Executive Director determined that Mr. Ratterree's residence is approximately 1775.81 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Jim Ratterree is not an affected person and that his hearing request be denied.

In her public hearing request, Mr. Ratterree raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Luz Ravelo

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Luz Ravelo is not an affected person.

Mr. Ravelo submitted two timely hearing requests during the comment period. The hearing requests were in writing and provided the required contact information. With the address provided by Mr. Ravelo, the Executive Director determined that Mr. Ravelo's residence is approximately 992.45 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Luz Ravelo is not an affected person and that his hearing request be denied.

In her public hearing request, Mr. Ravelo raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Beverly Robertson

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Beverly Robertson is not an affected person.

Ms. Robertson submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Robertson, the Executive Director determined that Ms. Robertson's residence is approximately 2761.78 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Beverly Robertson is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Robertson raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Jacobie Robinson

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Jacobie Robinson is not an affected person.

Mr. Robinson submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Robinson, the Executive Director determined that Mr. Robinson's residence is approximately 6163.64 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Jacobie Robinson is not an affected person and that his hearing request be denied.

In her public hearing request, Mr. Robinson raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Nancy Saunders

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Nancy Saunders is not an affected person.

Ms. Saunders submitted two timely hearing requests during the comment period. The hearing requests were in writing and provided the required contact information. With the address provided by Ms. Saunders, the Executive Director determined that Ms. Saunderson's residence is approximately 2288.1 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Nancy Saunders is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Saunders raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Amy Johnson Scieneaux

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Amy Johnson Scieneaux is not an affected person.

Ms. Scieneaux submitted two timely hearing requests during the comment period. The hearing requests were in writing and provided the required contact information. With the address provided by Ms. Scieneaux, the Executive Director determined that Ms. Scieneaux's residence is approximately 1126.09 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Amy Johnson Scieneaux is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Scieneaux raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Nicole Scott

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Nicole Scott is not an affected person.

Ms. Scott submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Scott, the Executive Director determined that Ms. Scott's residence is approximately 2003.82 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Nicole Scott is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Scott raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Eric Starnes

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Eric Starnes is not an affected person.

Mr. Starnes submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Starnes, the Executive Director determined that Mr. Starnes' residence is approximately 1228.17 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Eric Starnes is not an affected person and that his hearing request be denied.

In his public hearing request, Mr. Starnes raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Garland Tate

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Garland Tate is not an affected person.

Mr. Tate submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Mr. Tate, the Executive Director determined that Mr. Tate's residence is approximately 802.1 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Garland Tate is not an affected person and that his hearing request be denied.

In his public hearing request, Mr. Tate raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Sharon Tate

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Sharon Tate is not an affected person.

Ms. Tate submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Tate, the Executive Director determined that Ms. Tate's residence is approximately 802.1 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Sharon Tate is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Tate raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Patti Gearhart Turner

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Patti Gearhart Turner is not an affected person.

Ms. Turner submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Turner, the Executive Director determined that Ms. Turner's residence is approximately 6205.53 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Patti Gearhart Turner is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Turner raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

Christie Marie Vennel

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that Christie Marie Vennel is not an affected person.

Ms. Vennel submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Vennel, the Executive Director determined that Ms. Vennel's residence is approximately 2557.17 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that Christie Marie Vennel is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Vennel raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

April Wyatt

The Executive Director reviewed the factors found in 30 TAC § 55.201(c) and (d), and § 55.203 for determining whether a requestor is an affected person, and recommends the commission find that April Wyatt is not an affected person.

Ms. Wyatt submitted one timely hearing request during the comment period. The hearing request was in writing and provided the required contact information. With the address provided by Ms. Wyatt, the Executive Director determined that Ms. Wyatt's residence is approximately 6369.35 yards from the proposed location of the plant, which is greater than 440 yards from the proposed plant. Therefore, the Executive Director requests that the Commission find that April Wyatt is not an affected person and that her hearing request be denied.

In her public hearing request, Ms. Wyatt raised the following issues:

Issue 1: Whether the permit would be protective of human health and safety.

Issue 2: Whether the permit will negatively affect air quality.

Issue 3: Whether the proposed plant would contribute to cumulative impacts.

Issue 4: Whether the proposed plant would adversely affect quality of life.

VI. WHETHER ISSUES RAISED ARE REFERRABLE TO SOAH FOR A CONTESTED CASE HEARING

The Executive Director has analyzed issues raised in accordance with the regulatory criteria. The issues discussed were raised during the public comment period and addressed in the RTC. None of the issues were withdrawn. For applications submitted on or after September 1, 2015, only those issues raised in a timely comment by a requestor whose request is granted may be referred.² The Executive Director does not recommend referral of any issues, because there are no affected persons in this matter.

VII. CONCLUSION

The Executive Director respectfully recommends the Commission:

1. Find the hearing requests in this matter were timely filed;
2. Find that no persons were affected; and
3. Deny the hearing requests of Fay Adamson, Sheila Anderson, Dean Arnové, Ginger Arnové, Robert D. Benda, Camilla Brannon, Aaron Brooks, Isabelle Canard, Holly Clifford, Kee Cress, Frank Crow, Justin Daniels, Christina Ford, Daniel M. Gasparovic, Kerri Gasparovic, Cheryl Grier, Debra Haynie, Ben M. Jenkins, Elizabeth Jenswold, Chethika Karunaratne, Ezekiel Keator, Dennis Maguth, Nadine

²Tex. Govt. Code § 2003.047(e-1); 30 TAC § 55.211 (c)(2)(A)(ii).

Mihalicz, Leisa W. Moses, Buddhika Paranathantri, Amanda Perez, Ross Perez, Christine Petrovick, Jim Ratterree, Luz Ravelo, Beverly Robertson, Jacobie Robinson, Nancy Saunders, Amy Johnson Scieneaux, Nicole Scott, Eric Starnes, Garland Tate, Sharon Tate, Patti Gearhart Turner, Christie Marie Vennel, and April Wyatt.

Respectfully submitted,

Texas Commission on Environmental Quality

Kelly Keel, Executive Director

Phillip Ledbetter, Director
Office of Legal Services

Charmaine K. Backens, Deputy Director
Environmental Law Division



Elizabeth Black, Staff Attorney
Environmental Law Division
State Bar Number 24142684
PO Box 13087, MC 173
Austin, Texas 78711-3087

REPRESENTING THE
EXECUTIVE DIRECTOR OF THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

Executive Director's Response to Hearing Requests
Raptor Ready Mix Inc, Standard Permit Registration No. 177217L002
Docket No. 2025-1321-AIR
Page 29 of 29

CERTIFICATE OF SERVICE

I certify that on this 10th day of October 2025, a true and correct copy of the "Executive Director's Response to Hearing Requests" for Air Quality Permit No. 177217L002 was served on all persons on the service list by the undersigned via electronic filing, electronic mail, facsimile transmission, inter-agency mail, electronic submittal, or by deposit in the U.S. Mail.



Elizabeth Black, Staff Attorney
Environmental Law Division

Appendix for Raptor Ready Mix Inc. GIS Map

Name	Address	Long	Lat	Distance From Facility Boundary (yards)
1 - ADAMSON, FAY	649 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.497315	32.77665	869.24 Yards
2 - ANDERSON, SHEILA	5011 OAK MILL DR, Fort Worth , TX - 76135	-97.517729	32.829938	7885.88 Yards
3 - ARNOVE, DEAN	624 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.495911	32.774936	695.66 Yards
4 - ARNOVE, GINGER	624 PAINT PONY TRL, Fort Worth , TX - 76108	-97.495911	32.774936	695.66 Yards
5 - BENDA, ROBERT D.	608 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.497296	32.773843	854.53 Yards
6 - BRANNON, CAMILLA	116 HOPI TRL S, Fort Worth , TX - 76108	-97.506756	32.760451	2665.37 Yards
7 - BROOKS, AARON	708 VERNA TRL N, Fort Worth , TX - 76108	-97.499218	32.778379	1137.37 Yards
8 - CANARD, ISABELLE	10616 PACK SADDLE TRL, Fort Worth , TX - 76108	-97.508564	32.766486	2363.25 Yards
9 - CLIFFORD, HOLLY	537 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.499286	32.774321	1073.73 Yards
10 - CRESS, KEE	2026 TURTLE PASS TRL, Fort Worth , TX - 76135	-97.506052	32.826425	7011.44 Yards
11 - CROW, FRANK	404 YUCHI CT, Fort Worth , TX - 76108	-97.507475	32.76743	2198.82 Yards
12 - DANIELS, JUSTIN	8200 WYATT DR, Fort Worth , TX - 76108	-97.459723	32.754016	4247.68 Yards

13 - FORD, CHRISTINA	10250 WESTERN OAKS RD, Fort Worth , TX - 76108	-97.503094	32.795624	3073.8 Yards
14 - GASPAROVIC, DANIEL M.	413 YUCHI CT, Fort Worth , TX - 76108	-97.509638	32.768217	2382.22 Yards
15 - GASPAROVIC, KERRI	413 YUCHI CT, Fort Worth , TX - 76108	-97.509638	32.768217	2382.22 Yards
16 - GRIER, CHERYL	237 COPPERWOOD DR, Lakeside , TX - 76108	-97.507912	32.819925	6248.26 Yards
17 - HAYNIE, DEBRA	10250 WESTERN OAKS RD, Fort Worth , TX - 76108	-97.503094	32.795624	3073.8 Yards
18 - JENKINS, BEN M.	212 VERNA TRL N, Fort Worth , TX - 76108	-97.502391	32.76442	1948 Yards
19 - JENSWOLD, ELIZABETH	609 VERNA TRL N, Fort Worth , TX - 76108	-97.500964	32.775845	1263.51 Yards
20 - KARUNARATNE, CHETHIKA	336 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.498803	32.769623	1204.64 Yards
21 - KEATOR, EZEKIEL	10250 WESTERN OAKS RD, Fort Worth , TX - 76108	-97.503094	32.795624	3073.8 Yards
22 - MAGUTH, DENNIS	10451 WHITE SETTLEMENT RD, Fort Worth , TX - 76108	-97.504061	32.760565	2446.49 Yards
23 - MIHALICZ, NADINE	4037 ESTANCIA WAY, Fort Worth , TX - 76108	-97.509224	32.812296	5360.45 Yards
24 - MOSES, LEISA W.	104 SILVER HILL CT, Lakeside , TX - 76108	-97.507796	32.821852	6486.3 Yards
25 - PARANATHANTRI, BUDDHIKA	336 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.498803	32.769623	1204.64 Yards
26 - PEREZ, AMANDA	629 LITTLE HORSE TRL, Fort Worth , TX - 76108	-97.498877	32.776637	1041.3 Yards

27 - PEREZ, ROSS	248 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.500094	32.766088	1608.95 Yards
28 - PETROVICK, CHRISTINE	209 COPPERWOOD DR, Lakeside , TX - 76108	-97.504679	32.819814	6125.4 Yards
29 - RATTERREE, JIM	233 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.501268	32.765306	1775.81 Yards
30 - RAVELO, LUZ	10113 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.498271	32.777286	992.45 Yards
31 - ROBERTSON, BEVERLY	133 YUCHI TRL S, Fort Worth , TX - 76108	-97.509711	32.762301	2761.78 Yards
32 - ROBINSON, JACOBIE	100 CREEKWOOD CT, Fort Worth , TX - 76108	-97.50274	32.820545	6163.64 Yards
33 - SAUNDERS, NANCY	10524 CACTUS TRL, Fort Worth , TX - 76108	-97.506543	32.764703	2288.1 Yards
34 - SCIENEAUX, AMY JOHNSON	525 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.499697	32.773553	1126.09 Yards
35 - SCOTT, NICOLE	153 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.501388	32.763024	2003.82 Yards
36 - STARNES, ERIC	617 VERNA TRL N, Fort Worth , TX - 76108	-97.500611	32.776282	1228.17 Yards
37 - TATE, GARLAND	656 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.496432	32.777455	802.1 Yards
38 - TATE, SHARON	656 PAINT PONY TRL N, Fort Worth , TX - 76108	-97.496432	32.777455	802.1 Yards
39 - TURNER, PATTI GEARHART	105 CREEKWOOD CT, Lakeside , TX - 76108	-97.503485	32.820713	6205.53 Yards
40 - VENNEL, CHRISTIE MARIE	100 YUCHI TRL N, Fort Worth , TX - 76108	-97.508938	32.764085	2557.17 Yards
41 - WYATT, APRIL	104 COPPERWOOD DR , Lakeside , TX - 76108	-97.501929	32.822296	6369.35 Yards

Raptor Ready Mix Inc.

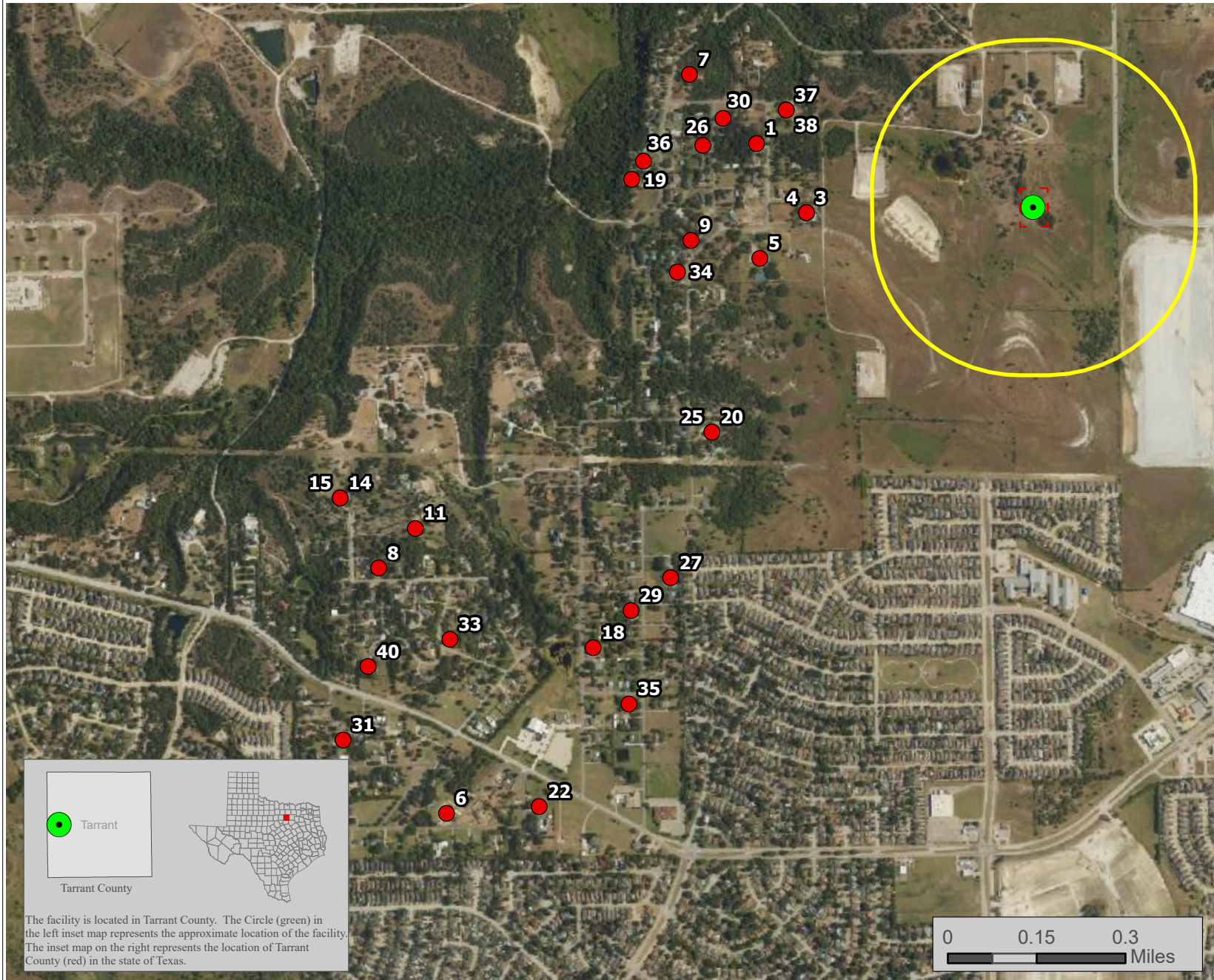
177217L002

Map Requested by TCEQ Office of Legal Services
for Commissioners' Agenda



*Protecting Texas by
Reducing and
Preventing Pollution*

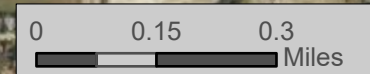
Texas Commission on Environmental Quality
GIS Team (Mail Code 197)
P.O. Box 13087
Austin, Texas 78711-3087
Date: 10/3/2025
CRF 0127305
Cartographer: mattoh



- Facility Center
- Requestors
- 440-Yard Buffer From Facility Boundary
- Facility Boundary
- County Boundary

Source: This map was requested by the Office of Legal Services (OLS) and is based on information provided in the application and hearing requests. The applicant provided site location information, and the hearing requestors provided physical addresses. The map is a visual representation and approximation

This map was generated by the Information Resources Division of the Texas Commission on Environmental Quality. This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries. For more information concerning this map, contact the Information Resource Division at (512) 239-0800.



Raptor Ready Mix Inc.

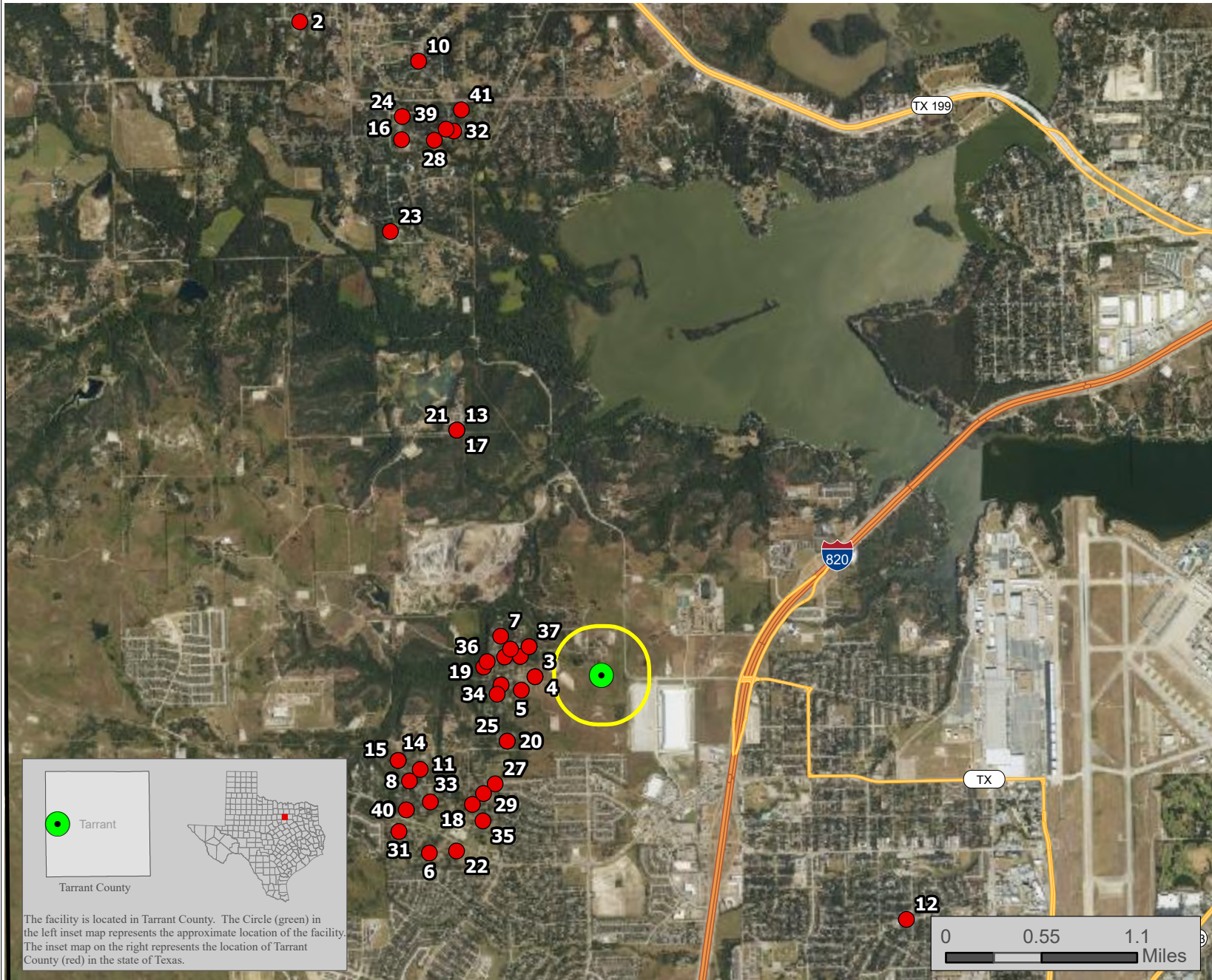
177217L002

Map Requested by TCEQ Office of Legal Services
for Commissioners' Agenda



*Protecting Texas by
Reducing and
Preventing Pollution*

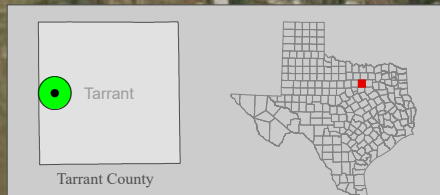
Texas Commission on Environmental Quality
GIS Team (Mail Code 197)
P.O. Box 13087
Austin, Texas 78711-3087
Date: 10/3/2025
CRF 0127305
Cartographer: mattoh



- Facility Center
- Requestors
- 440-Yard Buffer From Facility Boundary
- Facility Boundary
- Interstate
- Highway
- County Boundary

Source: This map was requested by the Office of Legal Services (OLS) and is based on information provided in the application and hearing requests. The applicant provided site location information, and the hearing requestors provided physical addresses. The map is a visual representation and approximation

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The facility is located in Tarrant County. The Circle (green) in the left inset map represents the approximate location of the facility. The inset map on the right represents the location of Tarrant County (red) in the state of Texas.

0 0.55 1.1 Miles

MAILING LIST
Raptor Ready Mix Inc
TCEQ Docket No. 2025-1321-AIR;
Air Permit No. 177217L002

FOR THE APPLICANT

via electronic mail

John Grobe Vice President and General
Manager
Raptor Ready Mix Inc
2370 South Uecker Lane
Lewisville, Texas 75067

Patrick Garrett, Consultant
Patrick Garrett
401 Portina Drive
Anna, Texas 75409

REQUESTER(S)/ INTERESTED PERSON(S)

See attached list

FOR THE EXECUTIVE DIRECTOR

via electronic mail

Elizabeth Black, Staff Attorney
Texas Commission on
Environmental Quality
Environmental Law Division, MC-173
P.O. Box 13087
Austin, Texas 78711

Kristyn Jacher, Technical Staff
Texas Commission on
Environmental Quality
Air Permits Division, MC-163
P.O. Box 13087
Austin, Texas 78711

Ryan Vise, Deputy Director
Texas Commission on
Environmental Quality
External Relations Division
Public Education Program, MC-108
P.O. Box 13087
Austin, Texas 78711

FOR PUBLIC INTEREST COUNSEL

via electronic mail

Garrett T. Arthur, Attorney
Texas Commission on
Environmental Quality
Public Interest Counsel, MC-103
P.O. Box 13087
Austin, Texas 78711

FOR ALTERNATIVE DISPUTE RESOLUTION

via electronic mail

Kyle Lucas
Texas Commission on
Environmental Quality
Alternative Dispute Resolution, MC-222
P.O. Box 13087
Austin, Texas 78711

FOR THE CHIEF CLERK

via eFilings:

Docket Clerk
Texas Commission on
Environmental Quality
Office of Chief Clerk, MC-105
P.O. Box 13087
Austin, Texas 78711

<https://www.tceq.texas.gov/goto/efilings>

ADAMSON, FAY
649 PAINT PONY TRL N
FORT WORTH, TX 76108-4316

ANDERSON, SHEILA
5011 OAK MILL DR
FORT WORTH, TX 76135-9657

ARNOVE, DEAN
624 PAINT PONY TRL N
FORT WORTH, TX 76108-4315

ARNOVE, GINGER
624 PAINT PONY TRL N
FORT WORTH, TX 76108-4315

BENDA, ROBERT D
608 PAINT PONY TRL N
FORT WORTH, TX 76108-4315

BRANNON, CAMILLA
116 HOPI TRL S
FORT WORTH, TX 76108-4233

BROOKS, AARON
708 VERNA TRL N
FORT WORTH, TX 76108-4304

CANARD, ISABELLE
10616 PACK SADDLE TRL
FORT WORTH, TX 76108-4260

CLIFFORD, HOLLY
537 PAINT PONY TRL N
FORT WORTH, TX 76108-4314

CRESS, KEE
2026 TURTLE PASS TRL
FORT WORTH, TX 76135-5381

CROW, FRANK
404 YUCHI CT
FORT WORTH, TX 76108-4200

DANIELS, MR JUSTIN
8200 WYATT DR
FORT WORTH, TX 76108-2813

FORD, CHRISTINA
LOT 14
10250 WESTERN OAKS RD
FORT WORTH, TX 76108-9722

GASPAROVIC, DANIEL M
413 YUCHI CT
FORT WORTH, TX 76108-4200

GASPAROVIC, KERRI
413 YUCHI CT
FORT WORTH, TX 76108-4200

GRIER, CHERYL
237 COPPERWOOD DR
LAKESIDE, TX 76108-9485

HAYNIE, DEBRA
10250 WESTERN OAKS RD
FORT WORTH, TX 76108-9722

JENKINS IV, BEN M
212 VERNA TRL N
FORT WORTH, TX 76108-4209

JENSWOLD, ELIZABETH
609 VERNA TRL N
FORT WORTH, TX 76108-4306

KARUNARATNE, CHETHIKA
336 PAINT PONY TRL N
FORT WORTH, TX 76108-4227

KEATOR, EZEKIEL
LOT 16
10250 WESTERN OAKS RD
FORT WORTH, TX 76108-9722

MAGUTH, DENNIS
10451 WHITE SETTLEMENT RD
FORT WORTH, TX 76108-4273

MIHALICZ, NADINE
4037 ESTANCIA WAY
FORT WORTH, TX 76108-8311

MOSES, MRS LEISA W
104 SILVER HILL CT
LAKESIDE, TX 76108-9472

PARANATHANTRI, BUDDHIKA
336 PAINT PONY TRL N
FORT WORTH, TX 76108-4227

PEREZ, AMANDA
629 LITTLE HORSE TRL
FORT WORTH, TX 76108-4324

PEREZ, ROSS
248 PAINT PONY TRL N
FORT WORTH, TX 76108-4225

PETROVICK, CHRISTINE
209 COPPERWOOD DR
LAKESIDE, TX 76108-9485

RATTERREE, JIM
233 PAINT PONY TRL N
FT WORTH, TX 76108-4226

RAVELO, LUZ
10113 PAINT PONY TRL N
FORT WORTH, TX 76108-4320

ROBERTSON, MRS BEVERLY
133 YUCHI TRL S
FORT WORTH, TX 76108-4248

ROBINSON, JACOBIE
100 CREEKWOOD CT
FORT WORTH, TX 76108-9486

SAUNDERS, NANCY
10524 CACTUS TRL
FORT WORTH, TX 76108-4255

SCIENEAX, AMY JOHNSON
525 PAINT PONY TRL N
FORT WORTH, TX 76108-4314

SCOTT, NICOLE
153 PAINT PONY TRL N
FORT WORTH, TX 76108-4224

STARNES, ERIC
617 VERA TRL N
FORT WORTH, TX 76108-4306

TATE, GARLAND
656 PAINT PONY TRL N
FORT WORTH, TX 76108-4315

TATE, SHARON
656 PAINT PONY TRL N
FORT WORTH, TX 76108-4315

TURNER, PATTI GEARHART
105 CREEKWOOD CT
LAKESIDE, TX 76108-9486

VENNEL, CHRISTIE MARIE
100 YUCHI TRL N
FORT WORTH, TX 76108-4243

WYATT, APRIL
104 COPPERWOOD DR
LAKESIDE, TX 76108-9477